

# LAND RECLAMATION COMMISSION

STATE OF MISSOURI

P.O. BOX 176

JEFFERSON CITY, MISSOURI 65102

573-751-4041

## Permit To Engage in Surface Mining

LAND RECLAMATION COMMISSION

ISSUES TO

EARL MUILENBURG

Pursuant to "The Land Reclamation Act," RSMo, 2001, and on conformity with the statements

In the application, a permit is hereby granted to engage in surface mining of  
sand & gravel in the state of Missouri. The extent of the

Proposed mining operation(s) will be on three acres, more or less.

The locations of the operation(s) under this permit is/are as follows: Renewal

County	Section	Township	Range	Acres Renewed	Acres New	Total Acres	Site/Stream Name	Site Number
Christian	15	27N	19W	1	0	1	Site #1/Finley River	1947
Christian	02	27N	19W	1	0	1	Site #2/Finley River	1929
Christian	12	27N	19W	1	0	1	Site #3/Stewart Creek	1930

This permit may be suspended or revoked upon violation of any or all of the conditions set forth in "The Land Reclamation Act," RSMo, 2001, or in such rules and regulations as are promulgated pursuant thereto by the Land Reclamation Commission.

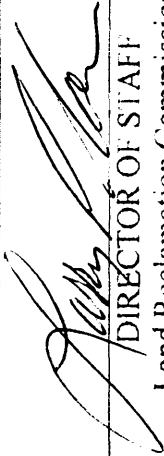
IN WITNESS WHEREOF I have hereunto set my hand this 16th day of June 2004

Permit No. 0685

Effective Date 06/20/2004

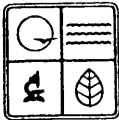
Expiration Date 06/19/2005

MO 780-1122 (6-95)

  
DIRECTOR OF STAFF  
Land Reclamation Commission

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JUN 15 2004



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
**PERMIT RENEWAL FOR INDUSTRIAL MINERAL MINES**

P.O. BOX 176  
JEFFERSON CITY, MO 65102-0176

MISSOURI LAND

RECLAMATION COMMISSION DATE

NAME OF CORPORATION, COMPANY, PARTNERSHIP OR INDIVIDUAL <b>Earl Mulenburg</b>		DATE <b>6-1-04</b>	
ADDRESS <b>P.O. Box 37</b>	CITY <b>Sparta</b>	STATE <b>Mo</b>	ZIP CODE <b>65753</b>
CONTACT PERSON <b>Earl Mulenburg or Bonnie Mulenburg</b>		TELEPHONE NUMBER <b>417 634 3231</b>	

**FEES: COMPLETE SECTION I OR SECTION II****SECTION I. Fees: Open pit operators and those mining more than 5,000 tons of sand and/or gravel:****1. To compute the site fee complete the information below:**

SITE NAME OR NUMBER (add a separate sheet for additional sites)	Mark each month that the site will be operated during the permit year	For sites operated less than six months per permit year pay \$150 For sites operated six months or more per permit year pay \$300
1.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
2.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
3.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
4.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
5.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
6.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
7.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
8.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
9.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
10.	Jan, Feb, Mar, Apr, May, Jun, Jul, Aug, Sep, Oct, Nov, Dec	\$
TOTAL SITE FEE		\$

2. Acreage Fee \$5 X 3 number of acres bonded ..... 15.00 \$

3. Annual Permit Fee ..... \$ 500

4. Total Fee (Add totals from 1, 2 and 3) ..... \$

NOTE: If Total Fee exceeds \$2,500.00 then pay only ..... \$ 2,500

**SECTION II. FEES: Sand or gravel operators mining less than 5,000 tons per year:**

1. Annual Permit Fee ..... \$ 300

SIGNATURE OF APPLICANT <b>Earl Mulenburg</b>	TITLE <b>Owner</b>	DATE <b>06/01/04</b>
Appeared before me this <u>1st</u> day of <u>June</u> , 20 <u>07</u> <b>Earl Mulenburg</b> to me personally known, who executed the above as their free acts and deeds.		

NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <b>Missouri</b>	COUNTY (OR CITY OF ST. LOUIS) <b>Christian</b>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <u>1st</u> DAY OF <u>June</u> YEAR <u>2004</u>	
	NOTARY PUBLIC SIGNATURE <b>Jeri Reni Keen</b>	MY COMMISSION EXPIRES <b>June 24, 2007</b>
	NOTARY PUBLIC NAME (TYPED OR PRINTED) <b>Jeri Reni Keen</b>	

**JERI RENI KEEN**  
**Notary Public - Notary Seal**  
**STATE OF MISSOURI**  
**Christian County**  
**My Commission Expires: June 24, 2007**

FOR DEPARTMENT USE ONLY: APPROVED BY <b>Michael H. Hunk</b>	DATE APPROVED <b>6/16/04</b>	PERMIT NUMBER <b>0685</b>	EXPIRATION DATE <b>6/19/05</b>
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MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
SITE INFORMATION FORM

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To be completed for each separate area of disturbance associated with mining operations.			MISSOURI LAND RECLAMATION COMMISSION
SITE NAME OR NUMBER FINLEY RIVER SITE 1		PERMIT NUMBER 685	
COMPANY NAME EARL MUILENBURG			
COUNTY CHRISTIAN	1/4 SECTION NE	SECTION 15	
TOWNSHIP 15 T 27 N	RANGE 27 N 19 W	ACRES 1	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) FINLEY RIVER			
MINERAL COMMODITY Sand and Gravel		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) less than 5000 tons per year	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) RAYMOND TENNIS		
ADDRESS 7058 STATE HIGHWAY 14 E		
CITY SPARTA	STATE Missouri	ZIP CODE 65753
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT MAY 11 2001
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) Same as above		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT
<input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		

NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION

**STREAM PROTECTION PLAN - 10 CSR 40-10.020(2)(D)3**

(Required for in-stream sites, or as required by the Director)

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TYPE OF PLAN  
(CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE:

JUNE 2005

MISSOURI LAND  
RECLAMATION COMMISSION

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The area the gravel is to removed involves about 1/4 mile stretch of Finley River east of Braden road. This section of the creek is bordered on both sides by trees and brush

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

The gravel will be removed between the stream banks Atwenty-five width of gravel on either side will not be distrubed. no gravel will be removed the water.

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

Gravelremoval will only be taken from gravel bars. Gravel will not be removed any deeper than the normal water flow.

DESCRIBE METHODS USED TO PROTECT WATER QUALITY, SUCH AS INSTALLING EROSION CONTROL DEVICES, IF APPLICABLE.

Gravel removal will only be removed when creeks are low. A twenty-five foot strip of gravel will be left as not to disturb or deter the flow of the water.

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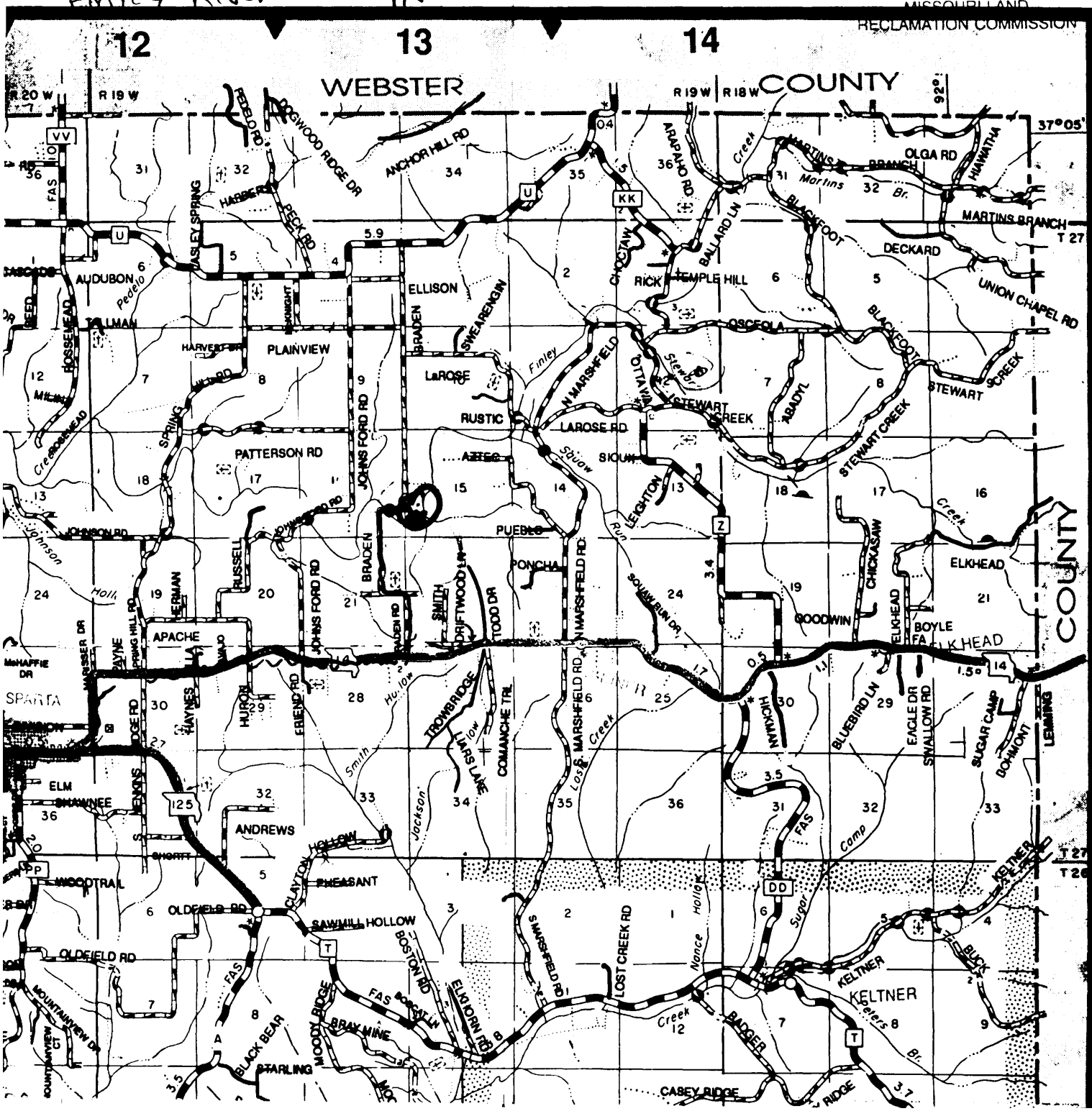
MISSOURI LAND  
RECLAMATION COMMISSION

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <u>Earl Markenberg</u>		TITLE OWNER	DATE 8-8-01
Appeared before me this <u>8th</u> day of <u>August</u> , 19 <u>2001</u> . <u>Earl Markenberg</u> to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <u>Missouri</u>	COUNTY (OR CITY OF ST. LOUIS) <u>Christian</u>	
	SUBSCRIBED AND SWORN BEFORE ME, THIS <u>8th</u> DAY OF <u>August</u> , <u>2001</u>		
	USE RUBBER STAMP IN CLEAR AREA BELOW.		
NOTARY PUBLIC SIGNATURE <u>Andrew T. Jenkins</u>	MY COMMISSION EXPIRES 3-24-02	ANDREW T. JENKINS Notary Public - State of Missouri Christian County My Commission Expires: March 24, 2002	
NOTARY PUBLIC NAME (TYPED OR PRINTED) <u>ANDREW T. JENKINS</u>			
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <u>[Signature]</u>	TITLE <u>LRS III</u>	DATE APPROVED <u>10/30/01</u>	

**Sparta, MO 65753 • 634-3111**





MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
SITE INFORMATION FORM

RECEIVED

AUG 13 2001

To be completed for each separate area of disturbance associated with mining operations.		
SITE NAME OR NUMBER FINLEY RIVER SITE 2		PERMIT NUMBER 685
COMPANY NAME EARL MUILENBURG		
COUNTY CHRISTIAN	1/4 SECTION NE	SECTION 2
TOWNSHIP R19W	RANGE T 27 N	ACRES 1
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) FINLEY RIVER		
MINERAL COMMODITY Sand and Gravel		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) less than 5000 tons per year

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) BURK MC HAFFIE		
ADDRESS 3116 N MARSHFIELD RD.		
CITY BRUNER	STATE Missouri	ZIP CODE 65620
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT Sept. 2000
<input checked="" type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) Same as above		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT
<input type="checkbox"/> LEASE <input type="checkbox"/> VERBAL AGREEMENT		
NOTE: Each site must be shown on a map and be included in a public notice and an approved mine plan.		



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION

**STREAM PROTECTION PLAN - 10 CSR 40-10.020(2)(D)3**

(Required for in-stream sites, or as required by the Director)

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AUG 13 2001

TYPE OF PLAN  
(CHECK ONE):

☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE: 6-30-05

MISSOURI LAND  
RECLAMATION COMMISSION

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The area the gravel is to be removed involves about 1/4 mile on Finley River east of N.Marshfield Rd. west is bordered by trees east side is HAY FIELD

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

The gravel will only be removed when the river is well within its bank twenty-five feet will be left on either side undisturbed. as not to disturb the normal flow of the river, f

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

Gravel will only be taken from gravel bars And will not be removed any deeper than the normal flow of water I WILL ALSO BE USING the road across the river that the farmer uses to cross as not to disturb the natural flow of water



DESCRIBE METHODS USED TO PROTECT WATER QUALITY, SUCH AS INSTALLING EROSION CONTROL DEVICES, IF APPLICABLE.

Gravel removal will only be removed when creeks are low Atwenty-five foot strip of gravel will be left as not to distrurb or deter the flow of the water

RECEIVED

AUG 13 2001

MISSOURI LAND  
RECLAMATION COMMISSION

By my signature, I attest to the following:

- 1) All statements made on this Mine Plan Form are correct, complete, and true, to the best of my knowledge.
- 2) I or the company I am authorized to represent intend(s) to mine in accordance with this Plan, and in accordance with the Missouri Land Reclamation Act, Sections 444.760 through 444.789, RSMo (Supp. 1990), and all rules, regulations, orders, decisions and permits of the Missouri Land Reclamation Commission pertaining to my company's surface mining operations.
- 3) I have a valid agreement with all landowners which gives me the right to grant access to the Director of the Missouri Land Reclamation Commission and his authorized representatives, and I grant such access, and further where I have no right to grant such access, I have attached signed affidavits from the landowners granting such access.

SIGNATURE OF APPLICANT ▶ <i>Earl Muehlenberg</i>		TITLE OWNER	DATE 8-8-01
Appeared before me this <u>8<sup>th</sup></u> day of <u>August</u> , <u>2001</u> , <u>Earl Muehlenberg</u> to me personally known, who executed the above as their free acts and deeds.			
NOTARY PUBLIC EMBOSSEER SEAL	STATE OF <u>Missouri</u>		COUNTY (OR CITY OF ST. LOUIS) <u>Christian</u>
	SUBSCRIBED AND SWORN BEFORE ME, THIS <u>8<sup>th</sup></u> DAY OF <u>August</u> , <u>2001</u>		USE RUBBER STAMP IN CLEAR AREA BELOW.  ANDREW T. JENKINS Notary Public - State of Missouri Christian County Commission Expires: March 24, 2002
	NOTARY PUBLIC SIGNATURE <i>Andrew T. Jenkins</i>		
	MY COMMISSION EXPIRES 3-24-02		
NOTARY PUBLIC NAME (TYPED OR PRINTED) <u>Andrew T. Jenkins</u>			
APPROVED BY (DIRECTOR'S REPRESENTATIVE) ▶ <i>Brett Yer</i>		TITLE <u>LRSTH</u>	DATE APPROVED <u>10/30/01</u>

# zeng Bank of Sparta



"Established 1919"

- Savings Accounts
- Checking Accounts
- Safe Deposit Boxes
- Money Orders
- Mastercard/Visa
- Loans
- Personal Auto
- Home Business

A FULL  
SERVICE  
BANK

FDIC



Sparta, MO 65753 • 634-3111



**Stocker**  
PROPANE SERVICE

1008 1/2 South 3rd St. Ozark, Missouri

OFFICE

417-581-3672 1-800-829-3172

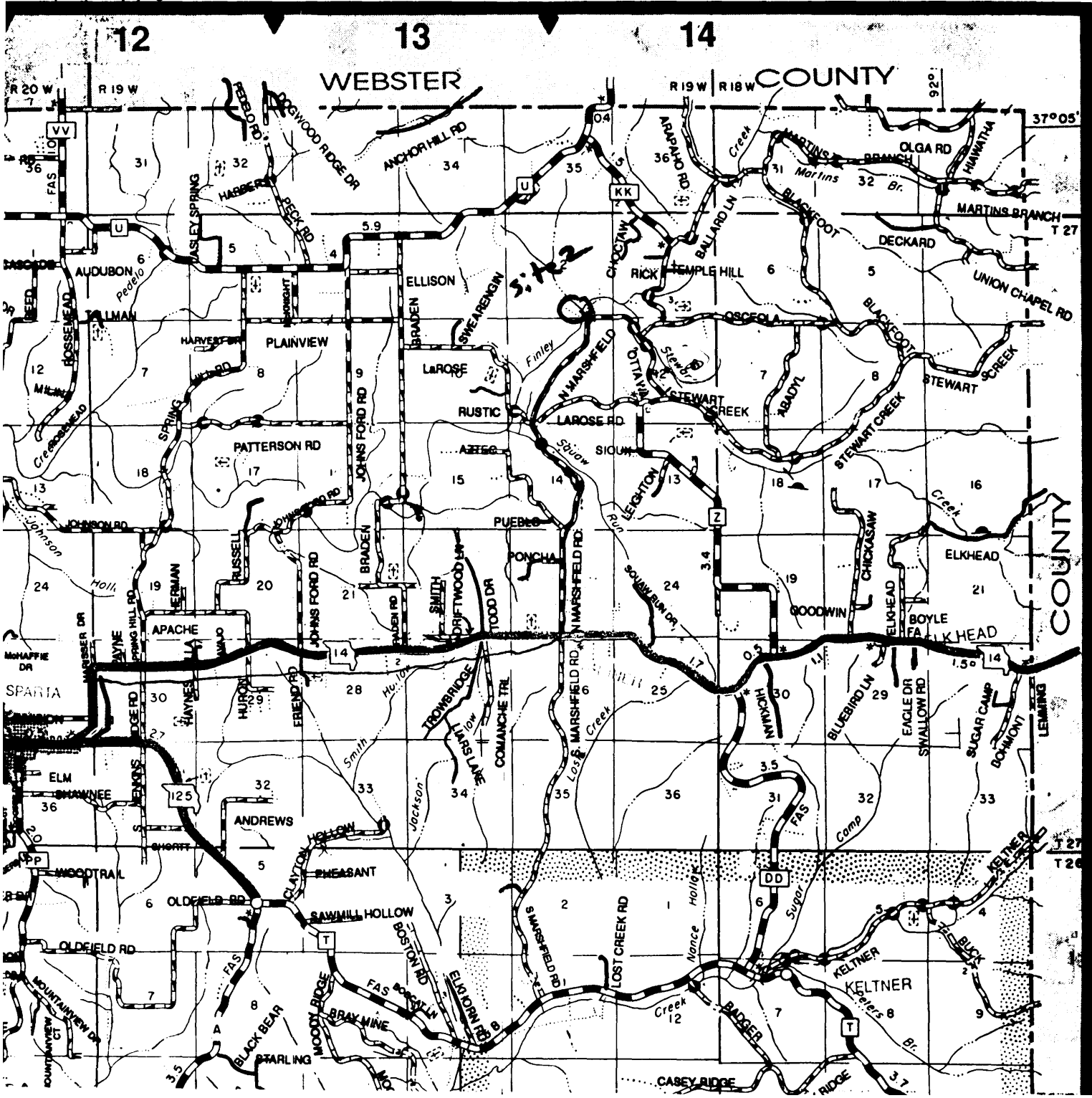
EMERGENCY

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417-466-2161

AUG 19 2001

MISSOURI LAND  
RECLAMATION COMMISSION

Earl Mulenberg  
Permit 0685  
Riverside Site #2 Site 2 4N





MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION  
**SITE INFORMATION FORM**

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AUG 13 2001

To be completed for each separate area of disturbance associated with mining operations.

SITE NAME OR NUMBER STEWART CREEK SITE 3		PERMIT NUMBER 685	
COMPANY NAME EARL MUILENBURG			
COUNTY CHRISTIAN	1/4 SECTION NE	SECTION 12	
TOWNSHIP R19W	RANGE 27N	ACRES 1	
RIVER OR STREAM NAME (FOR IN-STREAM ACRES) STEWART CREEK			
MINERAL COMMODITY Sand and Gravel		ESTIMATED TONS/YEAR (FOR GRAVEL SITES) less than 5000 tons per year	

NAME OF LANDOWNER (ATTACH LIST IF MORE THAN ONE) ALLEN AND CATHY ROLLER		
ADDRESS 461 OTTAWA RD.		
CITY BRUNER	STATE Missouri	ZIP CODE 65620
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT APRIL 10, 2001
<input type="checkbox"/> LEASE <input checked="" type="checkbox"/> VERBAL AGREEMENT		

MINERAL RIGHTS OWNER (ATTACH LIST IF MORE THAN ONE) Same as above		
ADDRESS		
CITY	STATE	ZIP CODE
SOURCE OF RIGHT TO MINE (CHECK ONE): <input type="checkbox"/> MINERAL DEED <input type="checkbox"/> WARRANTY DEED <input type="checkbox"/> OTHER (DESCRIBE):		DATE OF AGREEMENT
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**NOTE:** Each site must be shown on a map and be included in a public notice and an approved mine plan.



MISSOURI DEPARTMENT OF NATURAL RESOURCES  
LAND RECLAMATION COMMISSION

**STREAM PROTECTION PLAN - 10 CSR 40-10.020(2)(D)3**

(Required for In-stream sites, or as required by the Director)

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☐ SHORT TERM, FOR ONE PERMIT YEAR

☒ LONG TERM, FOR PERIOD THROUGH DATE: 6-30-05

MISSOURI LAND  
RECLAMATION COMMISSION

DESCRIPTION OF STREAM CONDITION PRIOR TO LAND RECLAMATION COMMISSION PERMITTING (BY APPLICANT OR PRIOR OPERATOR), INCLUDING BANK CONDITION, BANK VEGETATION AND WATER QUALITY.

The area the gravel is to be removed involves about 1/4 mile stretch on Stewart Creek just off of Ottawa rd. East side is bordered by trees west side is pasture land.

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM BANKS, SUCH AS PROTECTING BANK VEGETATION, IF APPLICABLE.

The gravel will only be removed when the water is low a width will be left on both side of the gravel bar undistrubed. no gravel will be removed that would distrub the water or make the water change its route.

DESCRIBE METHODS USED TO REDUCE DAMAGE TO STREAM ENVIRONMENTS, SUCH AS KEEPING ACTIVE MINING OPERATIONS ON GRAVEL BARS, RATHER THAN IN FLOWING WATER, AND KEEPING HAUL ROADS AWAY FROM FLOWING WATER, IF APPLICABLE.

Gravel removal will only be taken deom gravel bars. Gravel will not be removed any deeper than normal flow. I will be crossing the water I will be crossing the same place as the farmer does.

DESCRIBE METHODS USED TO PROTECT WATER QUALITY, SUCH AS INSTALLING EROSION CONTROL DEVICES, IF APPLICABLE.

Gravel will only be removed when the water flow is low a Twenty-five ft. area will not be disturbed on either side of the river;

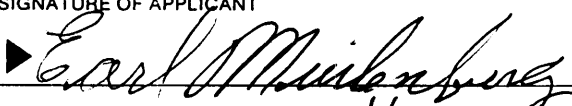

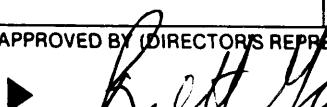
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RECLAMATION COMMISSION

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SIGNATURE OF APPLICANT 		TITLE OWNER	DATE 8-8-01
Appeared before me this <u>8th</u> day of <u>August</u> , <u>2001</u> , <u>Earl Marlenburg</u> to me personally known, who executed the above as their free acts and deeds.			
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	NOTARY PUBLIC SIGNATURE 	MY COMMISSION EXPIRES <u>3-24-02</u>	
NOTARY PUBLIC NAME (TYPED OR PRINTED) <u>Andrew T. Jenkins</u>			
APPROVED BY (DIRECTOR'S REPRESENTATIVE) 	TITLE <u>LRS III</u>	DATE APPROVED <u>10/30/01</u>	

# zens Bank of Sparta



"Established 1919"

- Savings Accounts
- Checking Accounts
- Safe Deposit Boxes
- Money Orders
- Mastercard/Visa
- Loans
- Personal Auto
- Home Business

A FULL  
SERVICE  
BANK

FDIC



EQUAL HOUSING  
LENDER

Sparta, MO 65753 • 634-3111



## Stocker

PROPANE SERVICE

1008 1/2 South 3rd St. Ozark, Missouri

OFFICE

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EMERGENCY

417-466-2161

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Earl Mulenburg

Permit 0685

Stewart Creek Site 3

Site 3

4N

MISSOURI LAND  
RECLAMATION COMMISSION

